

February 3, 2020

RESOLUTION duly moved by Middaugh and seconded by Forrestel to go into an executive session regarding personnel matters at 6:30 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Perry to come out of the executive session regarding personnel matters at 7:09 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

A REGULAR MEETING of the Akron Village Board was held on this date at 7:10 p.m. Present: Mayor Carl E. Patterson; Trustees E. Peter Forrestel, Michael R. Middaugh, Brian T. Perry and Darrin L. Folger; Village Attorney Andrew Borden, Clerk Jayne DeTine, Treasurer Tammy Kelley and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Folger and seconded by Perry that the Minutes of the Regular Meeting of January 27, 2020 be and hereby is approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION, duly moved by Forrestel seconded by Folger that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	15,937.44
Electric Fund	\$	19,543.75
Water Fund	\$	10,249.39
Sewer Fund	\$	7,882.95
Capital Projects	\$	2,500.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Folger that the following building permit be and hereby is approved with the application and approval of the Code Enforcement Officer:

Lance Salmon	22 Shepard Ave	Roof	\$ 50.00
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ADOPTED	CARL E. PATTERSON	- AYE
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E. PETER FORRESTEL	- AYE
MICHAEL R. MIDDAUGH	- AYE
BRIAN T. PERRY	- AYE
DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Forrestel that the following Applications for a Dumpster Permit be and hereby are approved in accordance with the application filed and payment of permit fee:

Strippit, Inc.	12975 Clarence Ctr Rd	Renewal	\$150.00
Ford Gum	18 Newton Ave	Renewal	\$ 50.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry that the following Application for a Plumbers License for the year 2020 be and hereby is approved in accordance with the application filed and payment of the annual license fee of \$75.00:

John Babcock	Corfu, NY	Renewal	\$75.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

PUBLIC HEARING – none

APPEARANCE – none

PUBLIC COMMENT – none

PROJECT REPORTS –

Village Hall ADA Front Entrance Project – Attorney Borden reported receiving a check from CamCo’s Insurance Company which has closed the damages claim, but said Brian Stamm will continue to negotiate the balance due CamCo with the mold remediation costs directly with CamCo’s Representative.

CDBG – Main Street ADA Sidewalk Aprons/Crosswalks – nothing new

Wastewater Treatment Plant Upgrade – after discussion the Board agreed to award the Phase I bid to STC Construction, Inc. for the Wastewater Treatment Plant Upgrade.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to award STC Construction, Inc. the contract to replace the five Rotating Biological Contactors (RBC’s) which includes removal of the old roof and replacement of the new roof over the RBC’s as Phase I of the Wastewater Treatment Plant Upgrade Project and to authorize the Mayor to sign the contract be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – reported: updated Board in Executive Session on current issues; thanked the DPW for keeping the snow cleared from roads and salting, as well as keeping the Electric on so far this winter. Lastly, reported that Alison Koopman will be amending the Farmer’s Market site plan with the easements from National Grid and will re-submit to the Board.

CLERK –submitted report for January 2020.

CHIEF OF POLICE – submitted schedule for February 2020. Excused absence for FBI Leadership Training.

PUBLIC WORKS MANAGER – excused absence

CODE ENFORCEMENT OFFICER – submitted report for January 2020. Reported: attending the NFBOA State Training and Continuing Education from January 27-29, 2020; attended training at the Eggertsville Fire Hall on Group Home Construction & Safety Requirements. Discussion held regarding the Pizzabella dumpster and solutions to the complaints from neighbor Dennis Smith.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – reported: hosted the Electric Committee meeting this morning. Engineer Doug Strang came to discuss the study of the Electric Substation. The Study showed that the two current transformers are in good condition for their age. The Committee further discussed the possible upgrade to the Substation by either replacing the two current transformers with two new larger capacity units or just adding a third new transformer to the two current units. The decision will not be easy for there are pros and cons to both options. The Committee is also waiting for another quote on the replacement of primary switches at the Substation that are obsolete and need to be replaced this Spring or Fall. Discussion was also held regarding the possibility of replacing the bigger electric bucket truck. Trustee Perry also requested a resolution to accept and agree to the Niagara Hydropower contract extension negotiated between the Municipal Electric Utilities Association of New York State (MEUA) and the New York Power Authority (NYPA) which will expire in 2040.

RESOLUTION duly moved by Perry and seconded by Middaugh to accept and agree to the Niagara Hydropower contract extension negotiated between the Municipal Electric Utilities Association of New York State and the New York Power Authority which will expire in 2040 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

Trustee Middaugh – reported: nothing to report.

Mayor Patterson – reported: nothing to report.

Trustee Forrestel – reported: discussed the tentative Union Contract during the earlier executive session and will reach out to the Union Steward to schedule a meeting. Discussed tree replacements today with the Village Arborist Brad Baer. Brad will send a list of trees slated for removal this spring. Also, Trustee Forrestel will work with Brad on a future game plan for Cedar Street trees.

Trustee Folger – reported: nothing new to report.

OLD BUSINESS

Clinton Street/Eckerson Avenue/43 East Avenue Village Land – Attorney reported earlier under his report section.

Corrective Action Plan – Sheri from MindSquad sent final draft to Attorney Borden for his review.

Water Plant Hunting Policy – Attorney Borden will meet with Water Plant Operator John Asmus to review Policy.

Free Methodist Church – After discussion in the earlier Work Session, the Board agreed to allow the parsonage of the Free Methodist Church to hook-up to Erie County Water Authority due to the hardship presented by the location of the parsonage, also pending the agreement drafted by Attorney Borden.

RESOLUTION duly moved by Folger and seconded by Forrestel to allow the Parsonage of the Free Methodist Church at 6 Scotland Road to hook-up to Erie County Water Authority due to the hardship resulting from the location of the parsonage on the property and pending the agreement drafted by Attorney Borden be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

#### NEW BUSINESS

RESOLUTION duly moved by Middaugh and seconded by Perry to approve the active Membership Application of Michael Dennies into the Akron Fire Company be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Forrestel to approve Bob Lucia and Robby Lucia to attend the New York Water Environment Association's 38<sup>th</sup> Annual Greater Buffalo Environmental Conference on Tuesday March 10, 2020 at a cost of \$110.00 each be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve the 2019 Akron Fire Company Service Award Program Firefighter Record as provided by the Akron Fire Company be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the Criminal Justice Reform Amendments recommended by the New York Conference of Mayors be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE

DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Perry to approve the following transfer regarding the Akron Fire Company recommended by the Finance Committee and the Village Treasurer: Lower Revenue A2262 Town of Newstead Fire Protection \$133,649.00; Lower Appropriation A3410.0473 Town of Newstead Fire Contract \$133,649.00 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the following transfer of In-Kind Balances from Lower Main/Milling and Paving Project to the following appropriate equipment fund reserves: General \$13,286.83; Water \$2,374.59; Electric \$ 2,386.22; Sewer \$555.52 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
BRIAN T. PERRY - AYE  
DARRIN L. FOLGER - AYE

CORRESPONDENCE –

Letter from NYSDEC notifying the Village that the Engineering Planning Grant Application #94452 Collection System Inflow Infiltration Study was not selected for funding under the EPG.

Letter from Friends of Iroquois National Wildlife Refuge, Inc. inviting the Mayor to the “Spring into Nature” Community event on Saturday, May 2, 2020 at the Iroquois National Wildlife Refuge.

Assessor’s Report – February 2020.

NYCOM Advocacy Update/Criminal Justice Reform – dated January 30, 2020.

Notice from MEUA regarding the Niagara Hydropower Contract Extension.

Email from Brian of Bergman Landscaping regarding the landscaping at Village owned properties on Cedar Street and Eckerson Avenue.

Semi-Annual Town/Village Historian Report.

Letter from Erie County Soil & Water Conservation District regarding the 2020 Tree & Shrub Seedling Program.

PUBLIC COMMENT – Jacob Halleck and Michael Holland from the Akron Chamber of Commerce invited the Community to attend Akron’s own “Movie Night” featuring the showing of Murder Creek, followed by A Quiet Place II at the Dipson Theatre in Lancaster, NY on March 20, 2020. Tickets and food offered at a discounted price. Look for their posting on Facebook.

Retired Village Attorney Don Shonn mentioned the opening of BabzBBQ February 3, 2020 located at 15 Monroe Street.

On motion of Forrestel and seconded by Perry at 7:52 pm this meeting was ADJOURNED.

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MAYOR

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CLERK